

### **AMENDMENTS TO THE CLAIMS**

This listing of claims will replace all prior versions, and listings, of claims in the application:

#### **Listing of Claims**

Claim 1 (Currently Amended): A heat insulating container ~~including~~comprising a container body having a bottomed tubular shape and an outer shell that is formed by a foamed resin sheet having heat shrinkability and covers a peripheral wall of the container body with a space created between the peripheral wall and the outer shell, ~~characterized in that the outer shell comprises~~including a tubular portion disposed opposite to the peripheral wall of the container body and an annular portion extending from an opening edge of a lower end of the tubular portion towards the inside of the tubular portion, and the annular portion ~~has~~having a distal end and a proximal end, in which the distal end is located farther from an inner peripheral surface of the tubular portion than the proximal end is.

Claim 2 (Original): The heat insulating container according to claim 1, wherein the outer shell includes a horizontal annular extension that extends from the distal end of the annular portion towards the center of the tubular portion.

Claim 3 (Currently Amended): The heat insulating container according to ~~any one of claims~~claim 1 ~~and 2~~, wherein the annular portion is formed so as to have the distal end with a space to a bottom portion of the container body so that gas within the space is communicated with the outside via a lower end opening of the tubular portion.